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15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17

18 PHILIP RICCIARDI, Derivatively on behalf of
HEWLETT-PACKARD COMPANY,

19 Plaintiff,

20 vs.

21 MICHAEL R. LYNCH, et al.,

22 Defendants.
23

Case No. CV-12-6003-EJD

**STIPULATION EXTENDING TIME
FOR ALL DEFENDANTS'
RESPONSES TO VERIFIED
SHAREHOLDER DERIVATIVE
COMPLAINT**

[CIVIL L.R. 6-1(a)]

Honorable Edward J. Davila

Pursuant to Local Rule 6-1(a), Plaintiff and Nominal Defendant Hewlett-Packard Company ("HP") hereby agree and stipulate, by and through their undersigned counsel of record, that good cause exists to extend the deadline for all Defendants' responses to the Complaint in this action for the reasons stated below, and that this Stipulation shall be effective as to Plaintiff and as to all Defendants upon its filing with the Court.

WHEREAS, four shareholder derivative actions, including the above-captioned action, have been filed in the Northern District of California since November 26, 2012 on behalf of nominal defendant HP against defendants, including certain of HP's current and former directors and officers as well as other persons and entities, arising from substantially the same subject matter and based on substantially similar alleged transactions and occurrences;

WHEREAS each of these four derivative actions was filed by different plaintiffs, represented by three different plaintiffs' counsel;

WHEREAS, the parties anticipate that: (i) the four pending derivative actions will be consolidated or otherwise coordinated by court order and a lead plaintiff/lead counsel will be appointed, pursuant either to stipulation or motion; (ii) once lead plaintiff/lead counsel has been appointed, plaintiffs will file a single consolidated shareholder derivative complaint covering the four currently pending derivative actions; and (iii) the schedule for responses to such consolidated shareholder derivative complaint will be established by further stipulation and/or order;

WHEREAS, the current deadline for HP to answer, move to dismiss, or otherwise respond to the Complaint in this action is December 19, 2012; and

WHEREAS, because the parties, therefore, expect that the originally filed Complaint will not, ultimately, be the operative complaint in this action, the parties believe it would be duplicative and wasteful of the Court's and parties' resources for HP or any of the named defendants in this action to be required to respond to the Complaint prior to the anticipated agreement or decision on consolidation of the four derivative actions and the appointment of lead plaintiff/lead counsel.

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1 NOW, THEREFORE, THE PARTIES HEREBY STIPULATE AND AGREE AS
2 FOLLOWS:

3 1. The date by which Nominal Defendant HP is required to answer, move, or
4 otherwise respond to the Complaint herein is hereby extended by sixty-two (62) days, to and
5 including February 19, 2013.¹

6 2. The dates by which all other Defendants who have been served with the Complaint
7 or appeared in the action are required to answer, move, or otherwise respond to the Complaint
8 herein are also hereby extended to February 19, 2013; provided, however, that as to any
9 Defendant who is served with the Complaint or appears in the action less than 21 days prior to
10 February 19, 2013, the deadline for such Defendant's answer, motion, or other response to the
11 Complaint shall be determined according to the Federal Rules of Civil Procedure or such other
12 stipulation or court order as may hereafter be entered.

13 3. No Defendant shall be deemed to have waived or otherwise relinquished any
14 rights, arguments, or defenses of any kind by not filing an answer, motion, or other response to
15 the Complaint prior to February 19, 2013.

16 4. Pursuant to Local Rule 6-1(a), this stipulation shall be effective upon its filing with
17 the Court and shall extend all Defendants' time to respond to the Complaint as provided in
18 Paragraph 2 above, without further act or order of the Court.

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27 ¹ A sixty-day extension would fall on a Sunday, February 17, and Monday, February 18 is a court
28 holiday.

1 5. This stipulation is without prejudice to the right of HP and all other Defendants to
2 seek further extensions of time or of any requirement to respond to any complaint on file herein
3 for any reason, which right is expressly reserved.

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5 Dated: December 18, 2012

MORGAN, LEWIS & BOCKIUS LLP

6
7 By /s/ Joseph E. Floren

8 Joseph E. Floren
9 Kim Alexander Kane
Matthew S. Weiler
Attorneys for Nominal Defendant
HEWLETT-PACKARD COMPANY

10
11 I, Joseph E. Floren, am the ECF User whose ID and password are being used to file this
12 STIPULATION EXTENDING TIME FOR ALL DEFENDANTS' RESPONSES TO VERIFIED
SHAREHOLDER DERIVATIVE COMPLAINT. In compliance with General Order 45.X.B, I
hereby attest that the signatory below has concurred in this filing.

13 Dated: December 18, 2012

ROBBINS UMEDA LLP

14
15 By /s/ Shane P. Sanders

16 Brian J. Robbins
17 Felipe J. Arroyo
Shane P. Sanders
18 Kevin S. Kim
Attorneys for Plaintiff
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